

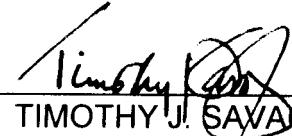
IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DERRICK L. JOHNSON : CIVIL ACTION
v. : NO. 09-3635
MICHAEL J. ASTRUE :
:

ORDER

AND NOW, this 8th day of September, 2010, upon consideration of the plaintiff's Request for Review (Document No. 8), the defendant's response (Document No. 9), the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey (Document No. 12), the lack of any objection to the Report and Recommendation, and after a thorough and independent review of the record, it is ORDERED as follows:

1. The Magistrate Judge's Report is APPROVED and her Recommendation is ADOPTED;
2. The plaintiff's Request for Review is GRANTED IN PART and DENIED IN PART; and
3. This case is REMANDED to the Commissioner of Social Security for further proceedings consistent with the Report and Recommendation, pursuant to the fourth sentence of 42 U.S.C. § 405(g).



TIMOTHY J. SAVAGE, J.